

JC02 Rec'd T/PTC 15 SEP 2005 #5

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PATENT
5100-000012/US

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICATION. NO.: 10/524,189
APPLICANT: Dirk André Richard VANDEN BERGHE
INTERNATIONAL APPL. NO.: PCT/EP2003/009009
CONF.: 1535
FILED: February 11, 2005
FOR: METHOD FOR THE PREPARATION OF A
SILICIC ACID COMPRISING EXTRUDATE,
SAID EXTRUDATE, ITS USE AND A
PHARMACEUTICAL COMPOSITION
COMPRISING THE SAID EXTRUDATE

**RESPONSE TO NOTICE TO FILE MISSING
REQUIREMENTS OF AN APPLICATION**

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop PCT

September 15, 2005

Sir:

Under the provisions of 37 C.F.R. § 1.494 or 37 C.F.R. § 1.495, attached hereto are the following additional items necessary for entering the national phase in connection with the above-identified PCT international application.

- ☒ Executed Declaration and Power of Attorney.
☒ Original ☐ Photocopy

- ☐ The specification attached to the executed Declaration and Power of Attorney is a true copy of the specification which was filed in the U.S. Patent and Trademark

Office on , including any amendments thereto (if applicable) filed on even date therewith.

☒ The undersigned hereby declares that "5100-000012/US." on page 1 of the attached inventors' Declaration corresponds to Appl. No. 10/524,189 filed entitled "METHOD FOR THE PREPARATION OF A SILICIC ACID COMPRISING EXTRUDATE, SAID EXTRUDATE, ITS USE AND A PHARMACEUTICAL COMPOSITION COMPRISING THE SAID EXTRUDATE."

☐ English language specification, claims, and Abstract with () sheets of drawings.

☐ Applicant claims small entity status under 37 C.F.R. § 1.27.

☒ Attached is a copy of Form PCT/DO/EO/905.

☐ _____

☒ No extension fee is required because the undersigned has filed the documents within the allotted time given by the Notification of Missing Requirements (Form PCT/DO/EO/905). However, if for some reason it is determined that an extension of time is necessary, applicant hereby respectfully petitions for an extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17.

☐ Applicant(s) hereby respectfully petitions for () month(s) extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17. The required fee of \$0.00 is attached hereto.

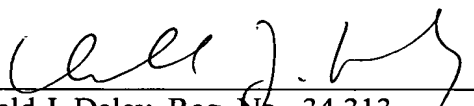
The Government Filing Surcharge in the amount of \$130.00 in accordance with 37 C.F.R. §§ 1.494 and 1.492 **was previously paid for** concurrently with the filing of the application on **February 11, 2005.**

- ☒ Submitted concurrently herewith **under separate cover** for recording is an Assignment.
- ☐ A Fee of \$0.00 to cover the increase in fees of the filing Surcharge is enclosed.
- ☐ Check(s) in the amount of \$0.00 to cover the above-mentioned fees is/are enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKY & PIERCE, P.L.C.

By 
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Reston, VA 20195
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DJD/smk

Attachments

(Rev. 01/13/05)

DUD



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/524,189	Dirk Andre Richard Vanden Berghe	5100-000012/US

INTERNATIONAL APPLICATION NO.	
PCT/EP03/09009	
LA. FILING DATE	PRIORITY DATE
08/12/2003	08/12/2002

30593
 HARNESS, DICKEY & PIERCE, P.L.C.
 P.O. BOX 8910
 RESTON, VA 20195

CONFIRMATION NO. 1535

371 FORMALITIES LETTER



OC000000016568756

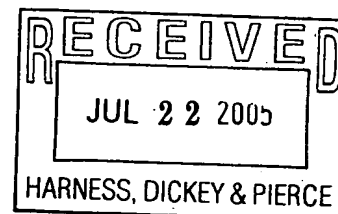
Miss Requirements
9/21/05 *[Signature]*

Date Mailed: 07/21/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/11/2005
- Copy of the International Search Report filed on 02/11/2005
- Copy of IPE Report filed on 02/11/2005
- Preliminary Amendments filed on 02/11/2005
- Information Disclosure Statements filed on 02/11/2005
- Biochemical Sequence Listing filed on 02/11/2005
- Request for Immediate Examination filed on 02/11/2005
- U.S. Basic National Fees filed on 02/11/2005
- Priority Documents filed on 02/11/2005



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

TERRY M JOHNSON VESSELS

Telephone: (703) 308-9140 EXT 221

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/524,189	PCT/EP03/09009	5100-000012/US

FORM PCT/DO/EO/905 (371 Formalities Notice)